

**Acknowledgment and
Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Piute County as it pertains to the highway located in Piute County known as COTTONWOOD ROAD; County Road Number: PCRD162; State Geographic Information Database (SGID) Road Identification Number: RD160178. Total road length is 10.63 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 12th day of June, 2008.

By the Governor's Designee



John Harja

CERTIFICATION

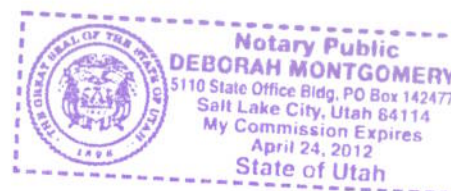
State of Utah)
 : ss
County of Salt Lake)

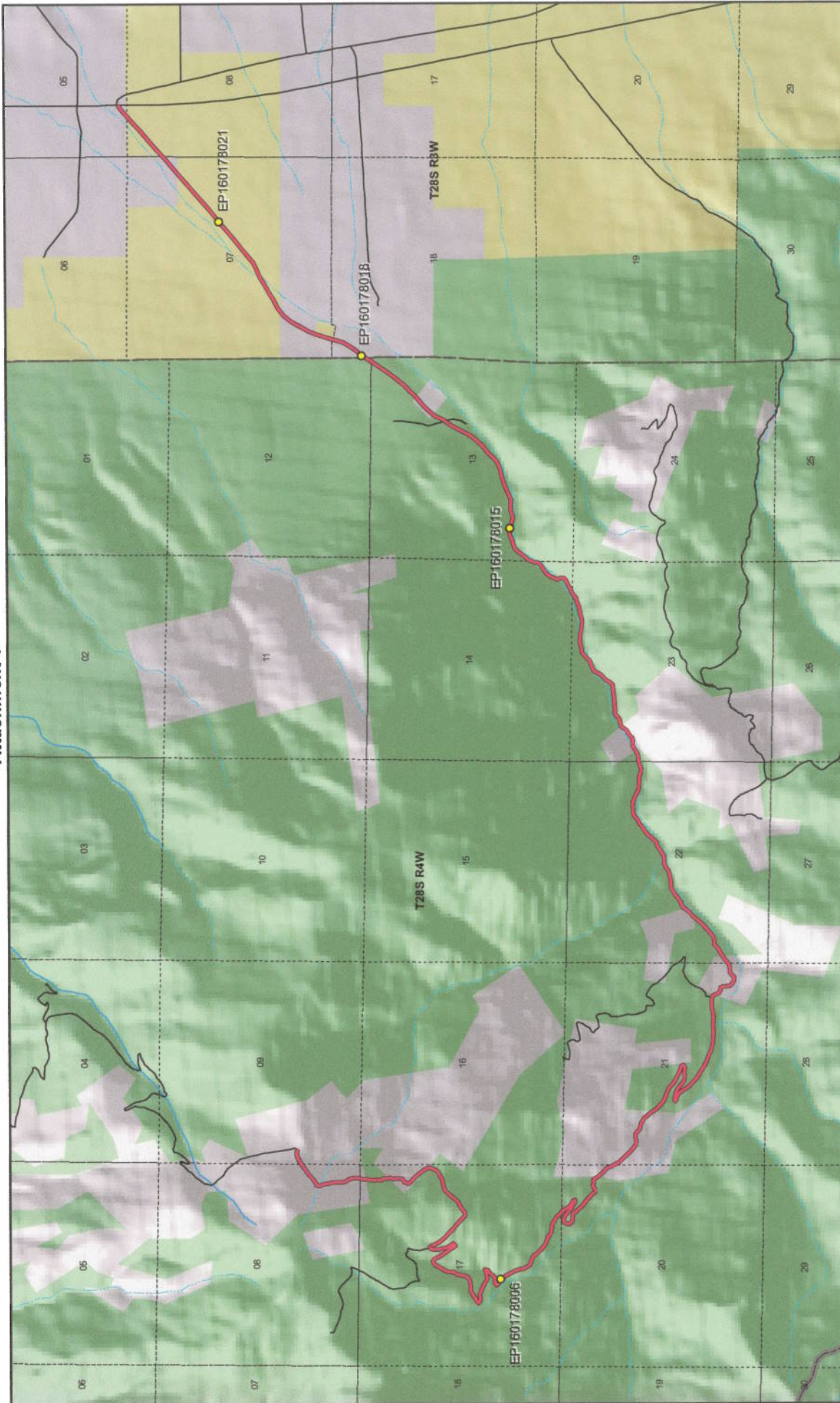
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 12th day of June, 2008.



Notary Public





COTTONWOOD ROAD - Piute County
SGID RD_ID RD160178

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
Jun 10, 2008

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park

Wilderness

- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

Transportation Network

- COTTONWOOD ROAD
- Other Roads
- Title V: Issued Or Under Consideration By BLM
- Photo Event Point

Section = 1 Mile

1:41,589
1 inch equals 0.7 miles

Attachment 2



EP160178006



EP160178021



EP160178018



EP160178015

EP000000000

EP000000000

COTTONWOOD ROAD - Piute County
SGID RD_ID RD160178

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 June 10, 2008



Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: COTTONWOOD ROAD

County: Piute

County Road Number: PCRD162

State Geographic Information Database (SGID) Road Identification Number: RD160178.

Total Road Length: 10.63 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 23 minutes 06.66 seconds North Latitude and -112 degrees 19 minutes 31.86 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,403,784.2 feet and Y = 10,469,309.8 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 23 minutes 55.02 seconds North Latitude and -112 degrees 13 minutes 51.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,430,897.5 feet and Y = 10,473,976.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 3 West, Section(s) 5,7,8,18, Salt Lake Base & Meridian

Township 28 South Range 4 West, Section(s) 8,9,12,13,14,17,20,21,22,23, Salt Lake Base & Meridian

See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4
Road Centerline Description Cover Page(s)

Popular Name: COTTONWOOD ROAD

County: Piute

County Road Number: PCRD162

State Geographic Information Database (SGID) Road Identification Number: RD160178.

Total Road Length: 10.63 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD_ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD160178	001	PVT	0.45 Miles	(not shown)
RD160178	002	FS	0.12 Miles	†(pending)
RD160178	003	PVT	0.23 Miles	(not shown)
RD160178	004	FS	2.53 Miles	†(pending)
RD160178	005	PVT	0.45 Miles	(not shown)
RD160178	006	FS	1.07 Miles	†(pending)
RD160178	007	PVT	0.27 Miles	(not shown)
RD160178	008	FS	0.26 Miles	†(pending)
RD160178	009	PVT	0.06 Miles	(not shown)
RD160178	010	FS	0.87 Miles	†(pending)
RD160178	011	PVT	0.15 Miles	(not shown)
RD160178	012	FS	1.97 Miles	†(pending)
RD160178	013	PVT	0.12 Miles	(not shown)
RD160178	014	FS	0.31 Miles	†(pending)
RD160178	015	PVT	0.18 Miles	(not shown)
RD160178	016	BLM	0.09 Miles	A
RD160178	017	PVT	0.21 Miles	(not shown)
RD160178	018	BLM	0.85 Miles	B
RD160178	019	PVT	0.11 Miles	(not shown)
RD160178	020	BLM	0.27 Miles	C
RD160178	021	PVT	0.07 Miles	(not shown)
Total Road Length			10.63	

* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF JOAN ANDERSON

COTTONWOOD ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD 162

State of Utah)
 : ss.
County of Piute)

JOAN ANDERSON, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Piute County, Utah. I have lived in Piute County for 72 years.

2. I have traveled and am familiar with a road in Piute County known as Cottonwood Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2007 when I last observed it. Attached is a Piute County map showing Cottonwood Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, jeeps, recreational vehicles and pickup trucks. Throughout this time period, the road has been used daily, weather permitting, for more than ten continuous years prior to 1976, and was used daily, weather permitting, in 2007.

5. Throughout the time period from the early 1950s to 2007, I have used the road myself for the following uses: rock hounding, hunting, photography, search and rescue and recreation.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations, utility access, seasonal residential access and prospecting for minerals.

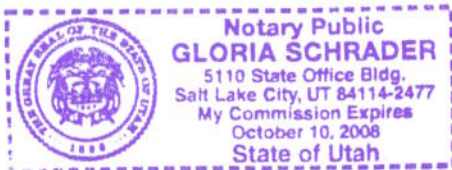
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road.

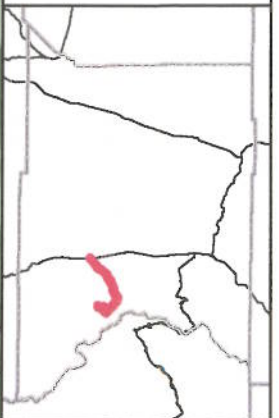
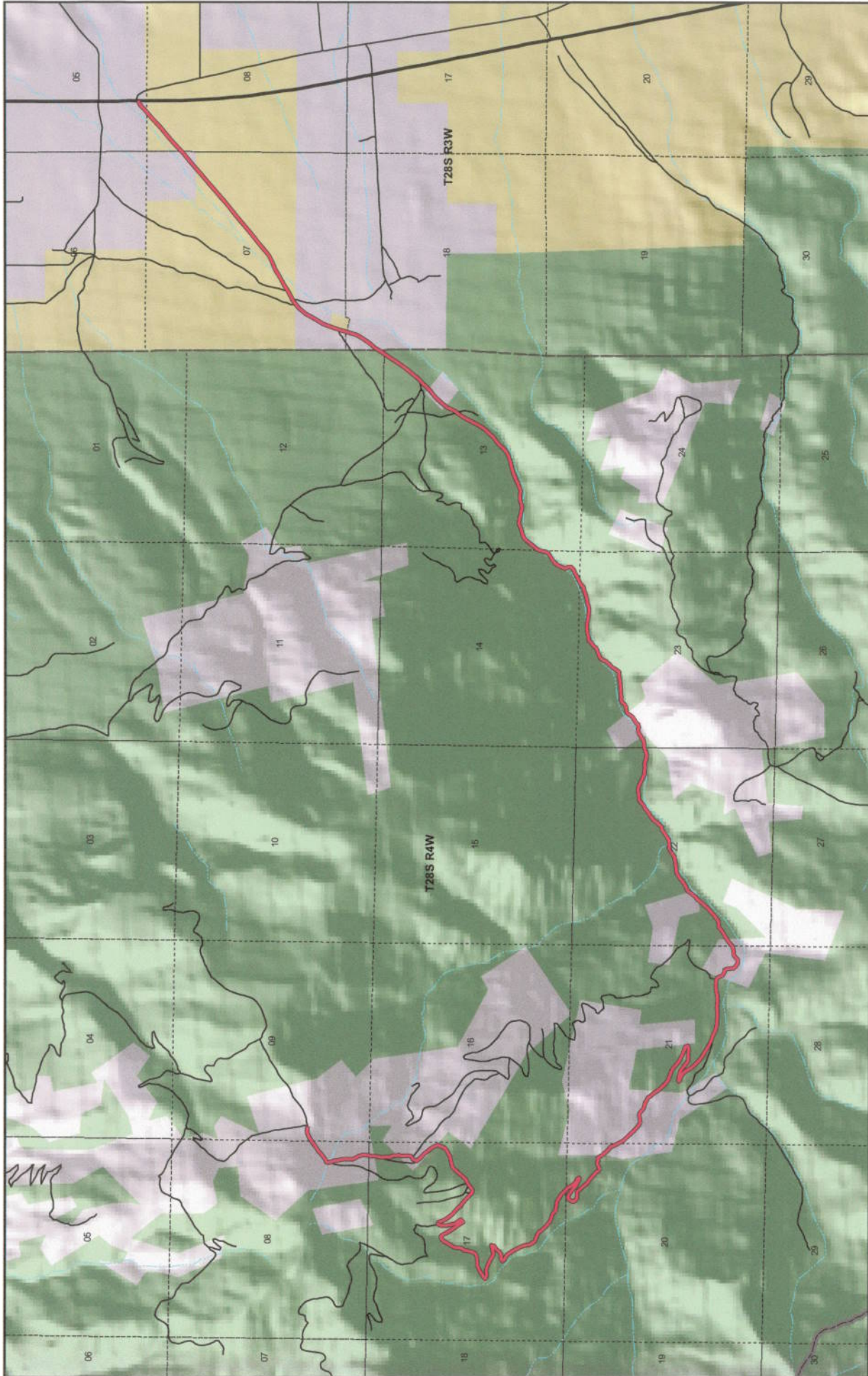
DATED this 20 day of May, 2008.


JOAN ANDERSON

SUBSCRIBED AND SWORN to before me this 20th day of May, 2008.




NOTARY PUBLIC



Piute County
COTTONWOOD ROAD
County Unique - PCRD162

- | | | |
|--|--|---|
| Land Ownership Categories
<ul style="list-style-type: none"> BLM Private SITLA, State Trust Land USFS, National Forest Wildlife Reserve | Misc
<ul style="list-style-type: none"> City / Town Municipalities Section = 1 Mile | Transportation Network
<ul style="list-style-type: none"> COTTONWOOD ROAD State / U.S. Highway Local Roads |
|--|--|---|



1:41,589
 1 inch equals 0.7 miles



Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 8130 State Office Building
 Salt Lake City, Utah 84114
 May 07, 2008



AFFIDAVIT OF DELL NIELSEN

COTTONWOOD ROAD

PIUTE COUNTY, UTAH

ROAD NUMBER PCRD162

State of Utah)
 : ss.
County of Piute)

DELL NIELSEN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Piute County, Utah. I have lived in Piute County for 53 years.

2. I have traveled and am familiar with a road in Piute County known as Cottonwood Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1940s, it followed the same route as in 2008 when I last observed it. Attached is a Piute County map showing Cottonwood Road to the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1940s and continuing through 1976 to 2008. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily in 2008.

5. Throughout the time period from the early 1940s to 2008, I have used the road

myself for the following uses: prospecting for minerals, fishing, trapping, wood gathering, recreation, hunting and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations and government access.

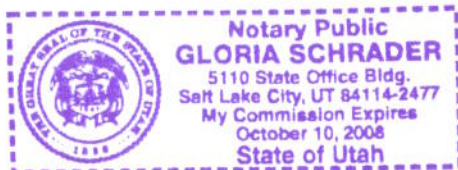
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1800s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road.

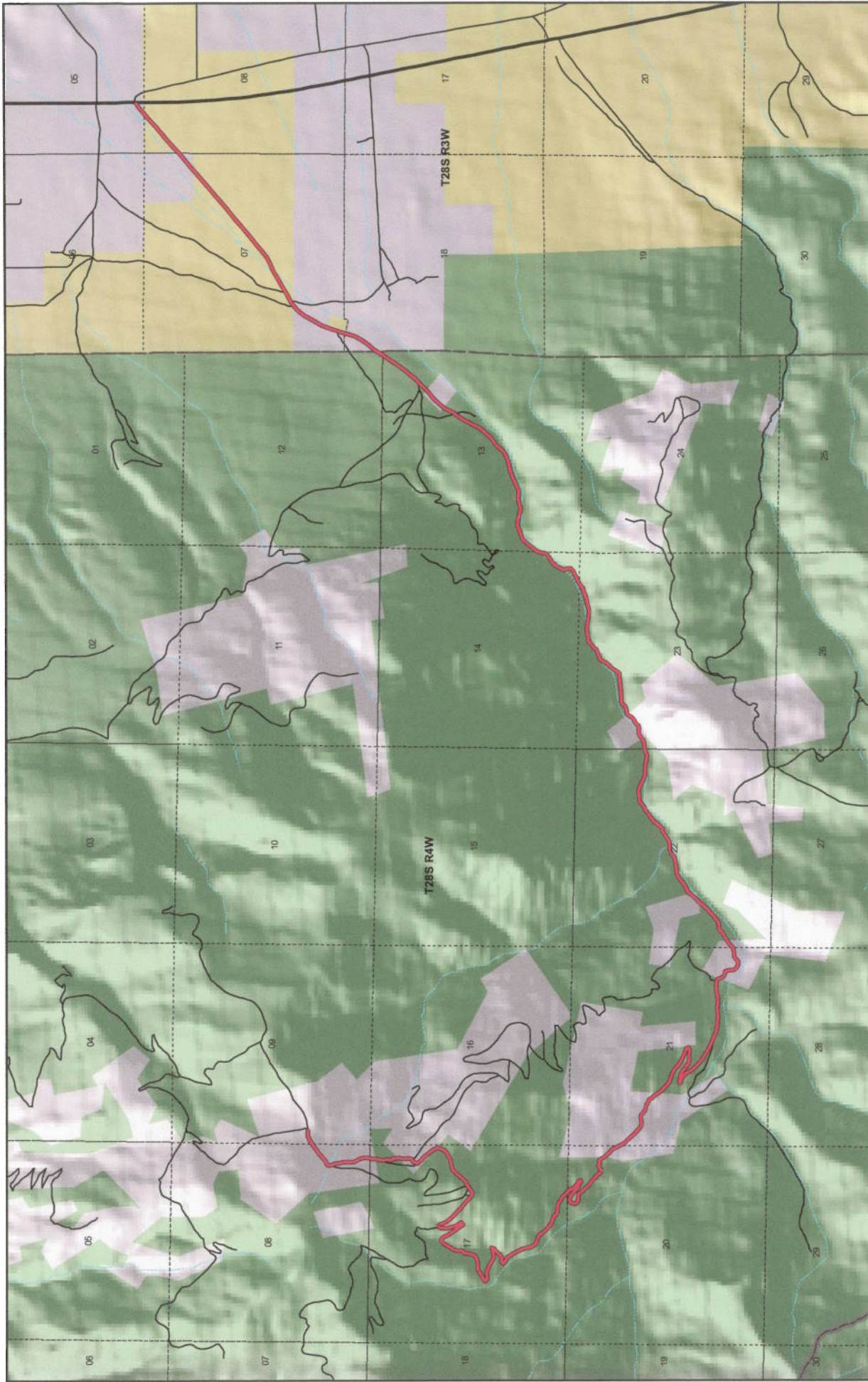
DATED this 20th day of May, 2008.


DELL NIELSEN

SUBSCRIBED AND SWORN to before me this 20th day of May, 2008.




NOTARY PUBLIC



Piute County
COTTONWOOD ROAD
County Unique - PCRD162

Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve

Misc

- City / Town
- Municipalities
- Section = 1 Mile

Transportation Network

- COTTONWOOD ROAD
- State / U.S. Highway
- Local Roads

Scale

1:41,589

1 inch equals 0.7 miles

Map prepared by the State of Utah
 Automated Geographic Reference Center
 Room 5130 State Office Building
 Salt Lake City, Utah 84114
 May 07, 2008

Appendix A to Attachment 4

Popular Name: COTTONWOOD ROAD

County: Piute

County Road Number: PCRD162

State Geographic Information Database (SGID) Road Identification Number: RD160178.

Road-Segment Number: 016

Road-Segment Length: 0.09 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 28 South Range 3 West, Section(s) 7, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (COTTONWOOD ROAD)-- Segment 016 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 22 minutes 059.4 seconds North Latitude and -112 degrees 15 minutes 07.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,424,823.0 feet and Y = 10,468,398.4 feet; thence the following courses along the said road center line:

thence North 15 Degrees 12 Minutes 47 Seconds East 174 feet

thence North 17 Degrees 17 Minutes 36 Seconds East 245.1 feet

thence North 21 Degrees 42 Minutes 50 Seconds East 76.1 feet more or less to **the ending**

point at: 38 degrees 23 minutes 04.09 seconds North Latitude and -112 degrees 15 minutes 05.76 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,424,969.7 feet and Y = 10,468,871.1 feet.

Appendix B to Attachment 4

Popular Name: COTTONWOOD ROAD

County: Piute

County Road Number: PCRD162

State Geographic Information Database (SGID) Road Identification Number: RD160178.

Road-Segment Number: 018

Road-Segment Length: 0.85 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 28 South Range 3 West, Section(s) 7, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (COTTONWOOD ROAD)-- Segment 018 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 23 minutes 13.01 seconds North Latitude and -112 degrees 14 minutes 58.41 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,425,562.0 feet and Y = 10,469,768.7 feet; thence the following courses along the said road center line:

thence North 54 Degrees 05 Minutes 55 Seconds East	93.6 feet
thence North 61 Degrees 39 Minutes 55 Seconds East	243.1 feet
thence North 59 Degrees 42 Minutes 52 Seconds East	239.8 feet
thence North 59 Degrees 21 Minutes 44 Seconds East	230.8 feet
thence North 60 Degrees 11 Minutes 52 Seconds East	224.7 feet
thence North 64 Degrees 45 Minutes 01 Seconds East	216.4 feet
thence North 62 Degrees 57 Minutes 14 Seconds East	205 feet
thence North 53 Degrees 12 Minutes 27 Seconds East	209.8 feet
thence North 49 Degrees 00 Minutes 47 Seconds East	267.4 feet
thence North 48 Degrees 58 Minutes 07 Seconds East	270.2 feet
thence North 49 Degrees 51 Minutes 06 Seconds East	278.2 feet

thence North 50 Degrees 13 Minutes 42 Seconds East 288.2 feet
thence North 50 Degrees 22 Minutes 02 Seconds East 299.9 feet
thence North 49 Degrees 31 Minutes 06 Seconds East 308.3 feet
thence North 48 Degrees 35 Minutes 52 Seconds East 316.1 feet
thence North 48 Degrees 49 Minutes 31 Seconds East 318 feet
thence North 48 Degrees 42 Minutes 24 Seconds East 320.8 feet
thence North 48 Degrees 34 Minutes 27 Seconds East 160.7 feet more or less to **the ending**
point at: 38 degrees 23 minutes 39.74 seconds North Latitude and -112 degrees 14 minutes 13.71 seconds
West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet
coordinates of X = 1,429,142.1 feet and Y = 10,472,444.7 feet.

Appendix C to Attachment 4

Popular Name: COTTONWOOD ROAD

County: Piute

County Road Number: PCRD162

State Geographic Information Database (SGID) Road Identification Number: RD160178.

Road-Segment Number: 020

Road-Segment Length: 0.27 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 28 South Range 3 West, Section(s) 5,8, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (COTTONWOOD ROAD)-- Segment 020 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 23 minutes 43.63 seconds North Latitude and -112 degrees 14 minutes 08.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,429,581.3 feet and Y = 10,472,834.7 feet; thence the following courses along the said road center line:

thence North 48 Degrees 14 Minutes 26 Seconds East 220.6 feet

thence North 48 Degrees 33 Minutes 29 Seconds East 319.3 feet

thence North 48 Degrees 49 Minutes 44 Seconds East 314.6 feet

thence North 48 Degrees 33 Minutes 13 Seconds East 312.8 feet

thence North 48 Degrees 44 Minutes 04 Seconds East 193.8 feet

thence North 48 Degrees 27 Minutes 06 Seconds East 38.8 feet more or less to **the ending**

point at: 38 degrees 23 minutes 52.87 seconds North Latitude and -112 degrees 13 minutes 55.14 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,430,631.3 feet and Y = 10,473,760.7 feet.